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IFW

November 9, 2004

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

COPY

Re: U.S. Patent Application No.: 10/770,883  
For: *REDUCING TETRACYCLINE RESISTANCE IN LIVING CELLS*  
Inventor: Levy, Stuart B.  
Filed: February 2, 2004  
Our Ref. No.: PKZ-012CPCN4

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Information Disclosure Statement;
2. PTO Form SB/08; and
3. A Return Postcard.

No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. For this purpose, a duplicate of this sheet is attached.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to:  
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Alexandria, Virginia 22313-1450 on:

November 8, 2004  
Date

Cynthia M. Soroos, Registration No. 53,623

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

Cynthia M. Soroos  
Registration No. 53,623  
Attorney for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Levy, Stuart B.

Serial No.: 10/770,883

Filed: February 2, 2004

For: *REDUCING TETRACYCLINE RESISTANCE IN LIVING CELLS*

Attorney Docket No.: PKZ-012CPCN4

Group Art Unit: 1614

Examiner: Not Yet Assigned

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

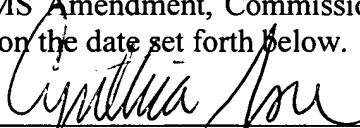
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November 9, 2004

Date of Signature and of Mail Deposit

By:

  
Cynthia M. Soroos  
Registration No. 53,623  
Attorney for Applicant

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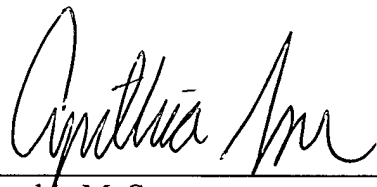
Dear Sir:

For the Examiner's convenience in reviewing this continuation application, Applicant submits a consolidated PTO Form SB/08, listing all references cited during the prosecution of the parent application. The present application is a Continuation of U.S. Serial No.09/504,897, filed February 16, 2000 (Atty. Docket No. PKZ-012CPCN3). All references listed on the enclosed PTO Form SB/08 have been previously cited by or submitted to the Office in the prior application, and, in accordance with 37 CFR §1.98(d), copies of the references are not enclosed but will be provided upon request.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicant understands that the Examiner will make an independent evaluation of the cited publications.

Under 37 CFR § 1.97(b)(3), no additional costs are believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR §1.17(p) to our Deposit Order Account No. 12-0080.

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

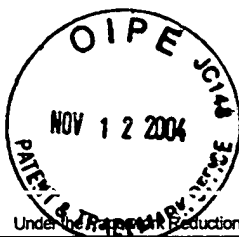


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Date: November 9, 2004

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PTO/SB/08a/b (08-03)  
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|   |   |    |   | Application Number       | 10/770,883       |
|   |   |    |   | Filing Date              | February 2, 2004 |
|   |   |    |   | First Named Inventor     | Levy, Stuart B.  |
|   |   |    |   | Art Unit                 | 1614             |
|   |   |    |   | Examiner Name            | Not Yet Assigned |
| Sheet   | 1 | of | 2 | Attorney Docket Number   | PKZ-012CPCN4     |

| U.S. PATENT DOCUMENTS |                          |  |                                |  |   |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                          | Number-Kind Code <sup>2</sup> (if known) |                                |  |   |
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| Examiner<br>Initials*    | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication<br>Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup> |
|                          |                          | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                   |  |   |                |
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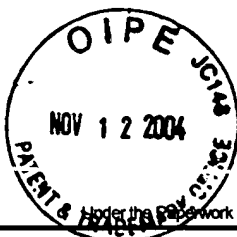
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|   |   |    |   | First Named Inventor     | Levy, Stuart B.  |
|   |   |    |   | Art Unit                 | 1614             |
|   |   |    |   | Examiner Name            | Not Yet Assigned |
|   |   |    |   | Attorney Docket Number   | PKZ-012CPCN4     |
| Sheet   | 2 | of | 2 |                          |                  |

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